



Peter C. Lewis

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Vicente Manuel AGUIRRE

Defendant.

Magistrate Case No.: **'08 MJ 8571**

COMPLAINT FOR VIOLATION OF

31 U.S.C. § 5332
Bulk Cash Smuggling
(Felony)

The undersigned complainant being duly sworn states:

That on or about June 25, 2008, within the Southern District of California, defendant Vicente Manuel AGUIRRE, with the intent to evade a currency reporting requirement under Title 31, United States Code, Section 5316, did knowingly and intentionally conceal more than \$10,000 in currency or other monetary instruments, to wit: approximately \$273,940 in U.S currency, and attempt to transport or transfer such currency or monetary instruments from a place within the United States to a place outside of the United States, in violation of Title 31, United States Code, Section 5332.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

[Signature]
Antonio Zenteno
Special Agent
U.S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THE 26TH
DAY OF JUNE 2008.

[Signature]
PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Vicente Manuel AGUIRRE

4 STATEMENTS OF FACTS

5 This Statement of Facts is based on personal observations,
6 investigation and information furnished to U. S. Immigration and
7 Customs Enforcement Special Agent Antonio Zenteno.

8 On June 25, 2008, at approximately 1700 hours, defendant
9 Vicente Manuel AGUIRRE entered a U. S. southbound operation at
10 the Calexico, CA, West Port of Entry. AGUIRRE was the driver,
11 sole occupant, and registered owner of a 1999 Cadillac, bearing
12 California license plate number 6CFH471.

13 AGUIRRE gave Supervisor Customs & Border Protection Officer
14 (SCBPO) J. Osuna a negative money declaration. SCBPO Osuna asked
15 AGUIRRE on three separate occasions if he was carrying more than
16 \$10,000.00 of U.S. currency, which AGUIRRE replied he had only
17 \$400.00. Furthermore, AGUIRRE stated he was en-route to Mexicali,
18 Baja California, Mexico to visit relatives.

19 While SCBPO Osuna conducted his primary inspection of
20 AGUIRRE, Customs & Border Protection Officer (CBPO) J. Jones was
21 conducting a southbound roving operation with his assigned
22 narcotic detector dog (NDD), which alerted to the Cadillac,
23 indicating that the NDD had detected the odor of controlled
24 substances. CBPO Jones advised the SCBP Osuna of his NDD alert.

25 Subsequent inspection of the Cadillac revealed 23 packages
26 concealed within the rear backseat rest . The 23 packages were
27 examined and determined to contain a combined total of
28 approximately \$273,940.00 in U.S. currency.

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1 AGUIRRE was placed under arrest and advised of his
2 Constitutional Rights, which he acknowledged and waived, agreeing
3 to answer questions. AGUIRRE stated that he thought he was
4 smuggling either weapons or money in excess of \$10,000 dollars
5 from the United States into Mexico. AGUIRRE stated that he was
6 going to receive \$500.00 for smuggling the currency into Mexico.

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